

AMENDED
APPLICATION FOR PERMIT

Serial No. **8215**

TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

Date of first receipt and filing in State Engineer's office JUL 27 1907
Returned to applicant for correction AUG 27 1907
Corrected application filed SEP 12 1907

The undersigned Marius Allard & Joseph Hermelin
Name of applicant
of Battle Mountain, County of Lander,
State of Nevada, hereby make application for
permission to appropriate the public waters of the State of Nevada, as
hereinafter stated. (If applicant is a corporation, give date and place
of incorporation.)

1. The source of the proposed appropriation is Cherry Creek Spring
Name of stream, lake, or other source
2. The amount of water applied for is 0.05 second-feet.
One-second-foot equals 40 miners' inches
3. The water to be used for Stockwatering
Irrigation, power, mining, manufacturing, domestic, or other use
4. The water is to be diverted from its source at the following point:
N. 86°45' E. 1300 ft. distant from the $\frac{1}{4}$ Cor. Common to Secs. 12 7 13
Describe as being within a 40-acre subdivision of public survey, or by course and distance to a section-corner. If on unsurveyed land, it should be so stated.
T. 25 N; R. 39 E. or SW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 12 T. 25 N; R. 39 E.

IF THE WATER IS TO BE USED FOR IRRIGATION, SUPPLY THE FOLLOWING INFORMATION:

- (a) Number of acres to be irrigated is _____
- (b) Description of land to be irrigated _____
Describe by legal subdivision, or if on unsurveyed land it should

be so stated and a description provided in accordance with special instruction from the State Engineer when application is returned for correction.

- Use
- (c) ~~Irrigation~~ will begin about March 15th and end about
November 15th, of each year.
Month Month

IF WATER IS TO BE USED FOR POWER, MINING, TRANSPORTATION, OR OTHER USE, SUPPLY THE FOLLOWING INFORMATION:

- (d) Power to be developed is _____ horsepower.
- (e) Works to be located At point of diversion
Give 40-acre subdivision on which works will be located, or locate by course and distance to a section-corner.
- (f) Point of return of water to stream None
Describe in same manner as point of diversion.

- (g) Remarks Cherry springs in a small seepage, which we have devel-
oped until we have enough water for camp purposes and a small
number of sheep. We intend further development so as to obtain
enough water to water 1500 sheep.

DESCRIPTION OF PROPOSED WORKS

Water to be developed by means of cut and possibly tunnel and
 State manner in which water is to be diverted, whether by dam or other works, whether through pipes, ditches, flumes, or other conduits. If water
 water stored in small pools just below said seepage or spring.
 is to be stored in reservoirs, it should be so stated and the location of the reservoir should be given with reference to the legal subdivisions.

5. Estimated cost of works Possibly \$200.00
6. Estimated time required to construct works 2 years
7. Remarks It was impossible to locate any section corners, but found

For use of applicant

a small nut pine, as shown on map for $\frac{1}{4}$ Cor. and located spring
from same.

Marius Allard & Jes. Hermelin, Applicant.

By H. H. Sheldon

Compared C. J. - Smith

This sheet inspected _____

_____, Engineer.

DENIAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application,
 deny
 and do hereby ~~grant~~ the same, ~~subject to the following limitations and~~
~~conditions~~
 on the grounds that the approval thereof would conflict
 with prior existing rights.

~~The amount of water to be appropriated shall be limited to the amount
 which can be applied to beneficial use, and not to exceed
 cubic feet per second.~~

~~Actual construction work shall begin on or before _____~~

~~Proof of commencement of work shall be filed before _____~~

~~Work must be prosecuted with reasonable diligence and be completed on or
 before _____~~

~~Proof of completion of work shall be filed before _____~~

~~Application of water to beneficial use shall be made on or before _____~~

~~_____. Proof of the application of water to beneficial
 use must be filed with State Engineer on or before _____~~

Map filed Aug. 24, 1927.

WITNESS MY HAND AND SEAL this 7th day
 of June 1939

ALFRED MERRITT SMITH

State Engineer.

BY

H. W. Reppert
 H. W. REPERT, ASSISTANT STATE ENGINEER